

FILED BY *JK* D.C.

IN THE UNITED STATES DISTRICT COURT  
05 OCT 31 FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *JK* D.C.

05 OCT 28 PM 2:27

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
UNITED STATES OF AMERICA,

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W.D. OF TN, MEMPHIS

Plaintiff,

VS.

Fifty-Three (53) Firearms,

Defendants.

Civil No. 03-2824

Granted. *Deanne K. Vesovo*  
*Deanne K. Vesovo*  
Deanne K. Vesovo  
U.S. Magistrate Judge  
October 31, 2005

**MOTION FOR PERMISSION TO REPLY TO GOVERNMENT'S RESPONSE TO  
CLAIMANT'S MOTION TO DISMISS**

Comes now your claimant, Robert Shelby, by and through counsel, Jake Erwin, and respectfully moves this Honorable Court to allow claimant to reply to the United States' Response to Defendant's Motion to Dismiss. In support, Defendant would show and state unto this Honorable Court the following:

1. Your claimant herein submits that a reply is necessary to appropriately address and clarify the issues before this Honorable Court as presented in Defendant's Motion to Dismiss.
2. In the alternative, counsel would request a hearing on claimant's Motion.

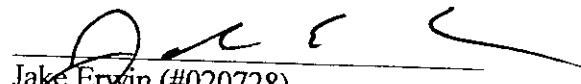
WHEREFORE, PREMISES CONSIDERED, Claimant respectfully request permission to file a brief reply to the United State's Response to Defendant's Motion to Dismiss.

I, *[Signature]*, this document entered on the docket sheet in compliance with Rule 58 and/or 79(a) FRCP on *11-1-05*

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Respectfully submitted,

THE WAGERMAN LAW FIRM

  
Jake Erwin (#020728)  
Attorney for Defendant  
200 Jefferson Avenue, Suite 1313  
Memphis, Tennessee 38103  
(901) 527-0644

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Appearance was furnished to Mr. Chris Cotton at the U.S. Attorney's Office, 167 North Main, 8<sup>th</sup> Floor on the 28 day of October, 2005.

  
Jake Erwin



# Notice of Distribution

This notice confirms a copy of the document docketed as number 32 in case 2:03-CV-02824 was distributed by fax, mail, or direct printing on November 1, 2005 to the parties listed.

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U.S. ATTORNEY'S OFFICE  
167 N. Main St.  
Ste. 800  
Memphis, TN 38103

Honorable Diane Vescovo  
US DISTRICT COURT